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**OFFICE OF PETITIONS**

In re Application of :  
Oleg WASYNCZUK et al. :  
Application No. 10/043,981 :  
Filed: January 11, 2002 :  
Attorney Docket No. 16410-112 :

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed July 26, 2007, to revive the above-identified application.


The petition is **GRANTED**.

The above-identified application became abandoned for failure to properly reply to the final Office action mailed April 24, 2006, which set a shortened statutory period for reply of three (3) months. An amendment along with a three (3) month extension of time under the provisions of 37 CFR 1.136(a) was filed October 24, 2006. The amendment was not considered responsive to the final Office action. Therefore, the application became abandoned on October 25, 2006.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of a Request for Continued Examination and associated fee; (2) the petition fee of \$750; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the final Office action of April 24, 2006 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Brian Sines at (571) 272-6051 or in his absence, the undersigned at (571) 272-7099.

The application file is being referred to Technology Center AU 2128 for appropriate action on the concurrently filed amendment.



David Buccer  
Petitions Examiner  
Office of Petitions